

1 DAVID D. LAWRENCE, State Bar No. 123039  
dlawrence@lbaclaw.com  
2 DENNIS M. GONZALES, State Bar No. 59414  
dgonzales@lbaclaw.com  
3 NATHAN A. OYSTER, State Bar No. 225307  
noyster@lbaclaw.com  
4 LAWRENCE BEACH ALLEN & CHOI, PC  
100 West Broadway, Suite 1200  
5 Glendale, California 91210-1219  
Telephone No. (818) 545-1925  
6 Facsimile No. (818) 545-1937

7 Attorneys for Defendant  
Burbank Police Department Officer Gunn  
8

9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA**  
11

12 PRESTON SMITH, an individual;

13 Plaintiff,  
14

15 vs.

16 CITY OF BURBANK; BURBANK  
17 POLICE DEPARTMENT;  
BURBANK POLICE DEPARTMENT  
18 OFFICER GUNN; BURBANK  
POLICE DEPARTMENT OFFICER  
19 BAUMGARTEN; BURBANK  
POLICE DEPARTMENT OFFICER  
20 EDWARDS; AND DOES 1  
THROUGH 100, INCLUSIVE  
21

22 Defendants.  
23

Case No. CV 10-08840 VBF (AGRx)

Honorable Valerie Baker Fairbank

**JOINT STATUS REPORT**

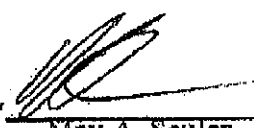
24 TO THE HONORABLE COURT, ALL PARTIES, AND TO THEIR COUNSEL  
25 OF RECORD:

26 Pursuant to paragraph 3 of this Court's March 1, 2011 Order, the parties  
27 hereby submit this Joint Status Report to advise the Court of the status of the Los  
28 Angeles Sheriff's Department's investigation. Counsel for the parties are not

1 aware of any change in the status of the Los Angeles Sheriff's Department's  
2 investigation. Therefore, the parties request that the case remain stayed, except as  
3 set forth in paragraph 4 of this Court's March 1, 2011 Order.

4  
5 Dated: May 9, 2011

LAW OFFICES OF MANUEL H. MILLER  
A Professional Corporation

6  
7  
8 By   
9 Max A. Sauler  
10 Attorney for Plaintiff  
11 Preston Smith

12 Dated: May \_\_, 2011

LAWRENCE BEACH ALLEN & CHOI, PC

13  
14 By \_\_\_\_\_  
15 Nathan A. Oyster  
16 Attorneys for Defendant  
17 Burbank Police Department Officer Gunn

18 Dated: May \_\_, 2011

DENNIS A. BARLOW  
City Attorney

19  
20 By \_\_\_\_\_  
21 Carol A. Humiston  
22 Sr. Assistant City Attorney  
23 City of Burbank, Burbank Police  
24 Department, Burbank Police Officers  
25 Adam Baumgarten and Michael Edwards  
26  
27  
28

1 aware of any change in the status of the Los Angeles Sheriff's Department's  
2 investigation. Therefore, the parties request that the case remain stayed, except as  
3 set forth in paragraph 4 of this Court's March 1, 2011 Order.

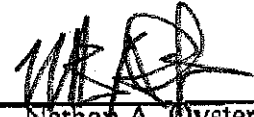
4  
5 Dated: May \_\_, 2011

LAW OFFICES OF MANUEL H. MILLER  
A Professional Corporation

6  
7  
8 By \_\_\_\_\_  
9 Max A. Sauler  
10 Attorney for Plaintiff  
Preston Smith

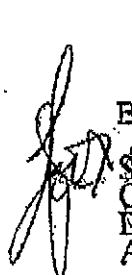
11  
12 Dated: May 11, 2011

LAWRENCE BEACH ALLEN & CHOI, PC

13  
14 By  \_\_\_\_\_  
15 Nathan A. Oyster  
16 Attorneys for Defendant  
Burbank Police Department Officer Gunn

17  
18 Dated: May 10, 2011

DENNIS A. BARLOW  
City Attorney

19  
20 By  \_\_\_\_\_  
21 Carol A. Humiston  
22 Sr. Assistant City Attorney  
23 City of Burbank, Burbank Police  
24 Department, Burbank Police Officers  
25 Adam Baumgarten and Michael Edwards  
26  
27  
28

**Arutyunyan, Lusine**

---

**From:** cacd\_ecfmail@cacd.uscourts.gov  
**Sent:** Wednesday, May 11, 2011 3:32 PM  
**To:** ecfnef@cacd.uscourts.gov  
**Subject:** Activity in Case 2:10-cv-08840-VBF -AGR Preston Smith v. City of Burbank et al Status Report

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA**

**Notice of Electronic Filing**

The following transaction was entered by Oyster, Nathan on 5/11/2011 at 3:32 PM PDT and filed on 5/11/2011

**Case Name:** Preston Smith v. City of Burbank et al

**Case Number:** 2:10-cv-08840-VBF -AGR

**Filer:** Gunn

**WARNING: CASE CLOSED on 03/01/2011**

**Document Number:** 31

**Docket Text:**

**STATUS REPORT (JOINT) filed by Defendant Gunn. (Oyster, Nathan)**

**2:10-cv-08840-VBF -AGR Notice has been electronically mailed to:**

Carol Ann Humiston chumiston@ci.burbank.ca.us, larutyunyan@ci.burbank.ca.us, lrosoff@ci.burbank.ca.us

David D Lawrence dlawrence@lbaclaw.com, bmoyer@lbaclaw.com

Dennis A Barlow dbarlow@ci.burbank.ca.us

Dennis Michael Gonzales dgonzales@lbaclaw.com, dard@lbaclaw.com

Juli C Scott jscott@ci.burbank.ca.us

Manuel H Miller miller4law@msn.com

Max A Sauler msauler@miller4law.com

Nathan A Oyster noyster@lbaclaw.com, clynch@lbaclaw.com

**2:10-cv-08840-VBF -AGR Notice has been delivered by First Class U. S. Mail or by fax to :**

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**C:\fakepath\Joint Status Report.pdf

**Electronic document Stamp:**

[STAMP cacdStamp\_ID=1020290914 [Date=5/11/2011] [FileNumber=11601454-0  
] [61b00cf8dc50cf2ef35e3421e7a932e844102b2cc686c08a95836742ba68f86f59b  
9c1828749fca0b50257467e71150aa724f03919a13ca866ccd16f199b8c9a]]